

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

In re:

CHAPTER 11

AIDA'S PARADISE, LLC,

CASE NO.: 6:12-bk-00189-KSJ

Debtor.

APPLICATION OF AIDA'S PARADISE, LLC, TO EMPLOY R. SCOTT SHUKER AND
THE LAW FIRM OF LATHAM, SHUKER, EDEN & BEAUDINE, LLP,
AS DEBTOR'S COUNSEL, *NUNC PRO TUNC* TO JANUARY 6, 2012

AIDA'S PARADISE, LLC, ("Debtor"), hereby seeks authorization to employ R. Scott Shuker and the law firm of Latham, Shuker, Eden & Beaudine, LLP, ("LSEB") as its counsel in this cases, *nunc pro tunc* to January 6, 2012, and, in support thereof, state:

1. On January 6, 2012, Debtor filed a voluntary petition for reorganization under Chapter 11 of the Bankruptcy Code (the "Code"). No trustee has been appointed, and the Debtor is administering its case as a debtor-in-possession.

2. The Debtor desires to employ LSEB, under § 327(a) of the Bankruptcy Code, to assist the Debtor in its bankruptcy case.

3. The Debtor has selected LSEB because:

(a) partners and associates of LSEB have substantial experience in rendering the types of legal services that will be required in these cases;

(b) partners and associates of LSEB are admitted to practice in this Court; and

(c) LSEB will be able to efficiently and cost-effectively render services necessary in these Chapter 11 cases.

4. In the continuation of the Debtor's estate and in the administration of this case, legal services will be required as to, but not limited to, the following;

- (a) advising as to the Debtor's rights and duties in this case;
- (b) preparing pleadings related to this case, including a disclosure statement and a plan of reorganization; and
- (c) taking any and all other necessary action incident to the proper preservation and administration of this estate.

5. LSEB has represented the Debtor since on or about January 4, 2012, in connection with representing it in connection with the filing of its Chapter 11 case.

6. Except as set forth in paragraph 8 herein and in the Verified Statement, and, to the best of Debtor's knowledge, LSEB has no connection with the creditors, any other party-in-interest, its respective attorneys and accountants, the United States Trustee, or any persons employed by the United States Trustee.

7. Except as set forth in paragraph 8 herein and in the Verified Statement, and to Debtors' knowledge, LSEB represents no interest adverse to Debtor or to the estate in matters upon which it is to be engaged, and employment of LSEB would be in the best interest of the estate. To the best of the Debtor's knowledge, LSEB has no connection with the creditors, any other party in interest, its respective attorneys and accountants, the United States Trustee, or any persons employed by the United States Trustee.

8. LSEB also represents Park Lane, LLC ("Park Lane"). Park Lane is a debtor in a Chapter 11 case filed in the Middle District of Florida, Orlando Division, Case No. 6:11-bk-7218-KSJ. Debtor and Park Lane have common ownership: Dr. Adil R. Elias and Dr. Aida A. Elias.

9. The terms of employment agreed to between the Debtor and LSEB, subject to approval of the Court, are that services will be billed at the standard hourly rates of the respective attorneys and paralegals of LSEB, which rates range from \$500 for its most experienced attorneys to \$105 for its most junior paraprofessionals and are subject to periodic adjustment to reflect economic and other considerations. LSEB will apply its advance fee to its periodic billings subject to interim and final applications for compensation and approval by the Court, and, at an appropriate time, LSEB may make applications for an award of additional compensation; and the Debtor, subject to Court approval, shall be responsible for all fees and expenses incurred by LSEB.

10. Prior to the commencement of this case, the Debtor paid an advance fee of \$45,213.50 for post-petition services and expenses in connection with this case.

11. The Debtor has previously paid LSEB \$11,786.50, on a current basis, for the filing fee and for services rendered prior to commencement of this case with respect to preparing and filing the instant case.

WHEREFORE, AIDA'S PARADISE, LLC, respectfully requests the entry of an order authorizing it to retain and employ R. Scott Shuker and the law firm of Latham, Shuker, Eden & Beaudine, LLP, as its bankruptcy counsel in this case, *nunc pro tunc*, to January 6, 2012, and for such other and further relief as is just and proper in the circumstances.

RESPECTFULLY SUBMITTED this 16 day of January 2012.

AIDA'S PARADISE, LLC

By:


Dr. Adil Elias, Managing Member

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

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CHAPTER 11

AIDA'S PARADISE, LLC,

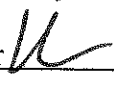
CASE NO.: 6:12-bk-00189-KSJ

Debtor.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the APPLICATION OF AIDA'S PARADISE, LLC, TO EMPLOY R. SCOTT SHUKER AND THE LAW FIRM OF LATHAM, SHUKER, EDEN & BEAUDINE, LLP, AS DEBTOR'S COUNSEL, *NUNC PRO TUNC* TO JANUARY 6, 2012, has been furnished either electronically and/or by U.S. First Class, postage prepaid mail to: Aida's Paradise, LLC, c/o Dr. Adil Elias, 2450 Maitland Center Parkway, Suite 300, Maitland, FL 32751; Richard B. Weinman, Esq., Windereedle Haines et al., a/f Mercantile/TD Bank, 390 N. Orange Ave., Ste. 1500, Orlando, FL 32801; the Local Rule 1007-2 Parties-in-interest list, as shown on the matrix attached to the original of this statement filed with the Court; and the U.S. Trustee, 135 West Central Boulevard, Suite 620, Orlando, Florida 32801; this 5 of January 2012.

/s/ R. Scott Shuker 

R. Scott Shuker, Esq.

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Label Matrix for local noticing
113A-6
Case 6:12-bk-00189-KSJ
Middle District of Florida
Orlando
Tue Jan 17 14:01:48 EST 2012

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Miriam G Suarez +
United States Trustee
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End of Label Matrix
Mailable recipients 16
Bypassed recipients 0
Total 16